

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

Buffalo Wild Wings, Inc.,
a Minnesota corporation,

Civil File No. 09-CV-01426 (JRT/SRN)

Plaintiff,

v.

Buffalo Wings & Rings, LLC,

Defendant.

**BUFFALO WILD WINGS' MOTION TO DISMISS OR STRIKE
THIRD COUNTERCLAIM**

Plaintiff Buffalo Wild Wings, Inc. hereby moves the Court for an order dismissing or striking the "third counterclaim" in Defendant's Answer to Second Amended Complaint and Jury Demand, Docket No. 164.

This motion is based on Rules 12(f) and 15 of the Federal Rules of Civil Procedure, the accompanying Memorandum in Support, the arguments of counsel, and all of the files, records, and proceedings herein.

Dated: September 30, 2010

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